GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – BC Welfare Department – Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 read with Rule 9 of A.P. Revised Pension Rules, 1980 against Sri Guduru Gudubai, Assistant BC Welfare Officer, Kadapa, YSR District (now retired)- Article of Charges – Orders – Issued.

BACKWARD CLASSES WELFARE (D) DEPARTMENT

G.O.Rt.No.151 **Dated:22-08-2022**
Read the following:

1. From the DG, ACB, Vijayawada, Letter Rc.No.71/DES-TCD/2019, dt.31.12.2021.
2. G.O.Ms.No.52, BC Welfare (D) Dept., dated.22.08.2022.

-:0:-

ORDER:

In pursuance of the sanction accorded by the Government vide reference 2nd read above, under Sub-Clause (i) of clause (b) of Sub-Rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 for initiating departmental proceedings against Sri Guduru Gudubai, Assistant BC Welfare Officer, Kadapa, YSR District (now retired), it is considered necessary to hold an inquiry against the said Sri Guduru Gudubai, Assistant BC Welfare Officer, Kadapa, YSR District (now retired) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services(Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I and II). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri Guduru Gudubai, Assistant BC Welfare Officer, Kadapa, YSR District (now retired), is directed to submit his written statement of defence within ten (10) days of the receipt of this order.

4. Sri Guduru Gudubai, Assistant BC Welfare Officer, Kadapa, YSR District (now retired), is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri Guduru Gudubai, Assistant BC Welfare Officer, Kadapa, YSR District (now retired), is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri Guduru Gudubai, Assistant BC Welfare Officer, Kadapa, YSR District (now retired), is informed that Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 stipulates that under no circumstances, Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that the said Sri Guduru Gudubai, Assistant BC Welfare Officer, Kadapa, YSR District (now retired) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O)

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Guduru Gudubai, Assistant BC Welfare Officer, Kadapa, YSR District (now retired) "through" the Director of BC Welfare, A.P., Vijayawada.

Copy to:
The Director of BC Welfare, A.P., Vijayawada. (with a request to serve this order copy and return the dated acknowledgment copy and the Written Statement of Defense of Charged Officer)
SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.151, BC Welfare (D) Dept., Dt:22.08.2022]

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE AGAINST SRI GUDURU GUDUBAI, ASSISTANT BC WELFARE OFFICER, KADAPA, YSR DISTRICT (NOW RETIRED):-

Sri Guduru Gudubai, while working as an Assistant BC Welfare Officer, Kadapa from 25.05.2007 to 25.10.2018 i.e., the day of Surprise Check committed grave misconduct in as much as:

Charge 1:

The Government Servant Sri Guduru Gudubai, while working as an Assistant BC Welfare Officer, Kadapa, YSR District and being a Supervisory Officer of the Govt. BC Welfare Hostel for Girls, Galiveedu, failed to take all possible steps to ensure the proper maintenance of the Hostel, integrity and devotion to duty by Smt. Minnamreddy Suryakantha, HWO, Galiveedu and failed to supervise the work of the HWO in various parameters.

Thus the Government Servant Sri Guduru Gudubai, while working as an Assistant BC Welfare Officer, Kadapa, YSR District and being a Supervisory Officer of the Govt. BC Welfare Hostel for Girls, Galiveedu, by his above-mentioned acts has exhibited a lack of integrity, exhibited slack supervision, devotion to duty and conduct of unbecoming a Government Servant and thereby contravened Rule 3 (1), 3 (2) and 3 (5) of Andhra Pradesh Civil Services (Conduct) Rules, 1964 and rendered herself liable under Rule 9 (1) of AP Revised Pension Rules, 1980.

G.JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE –II

STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI GUDURU GUDUBAI, ASSISTANT BC WELFARE OFFICER, KADAPA, YSR DISTRICT (NOW RETIRED):-

Charge-1:

The Government Servant Sri Guduru Gudubai, while working as an Assistant BC Welfare Officer, Kadapa, YSR District and being a Supervisory Officer of the Govt. BC Welfare Hostel for Girls, Galiveedu, failed to take all possible steps to ensure the proper maintenance of the Hostel, integrity and devotion to duty by Smt. Minnamreddy Suryakantha, HWO, Galiveedu and failed to supervise the work of the HWO in various parameters.

Basis of the charge:

This is proved from the following evidence:

i) During the Surprise Check Sri Vasagiri Subramanyam, 58 Years, S/o late V. Yellappa, Deputy Executive Engineer, Municipal Corporation, Kadapa, & Sri P.V. Kondaiah, 51 Years, S/o late Santenna, Jr. Asst., O/o Municipal Corporation, Kadapa are the mediators during the conducting of Surprise Check on the Government BC Welfare Hostel for Girls, Galiveedu Village and Mandal, YSR District on 17.12.2019, they speak about their observations i.e., the SO-1 has shown false attendance in the attendance register, failed to maintain registers, failed to display posters in the hostel, failed to provide common amenities, failed to stay at Head Quarters, etc., facts.

ii) During the Surprise Check Sri Yellutla Ganganna Sankar, 53 Years, S/o late G.S. Ganganna, Inspector, Legal Metrology, Proddatur speaks about conducting of Surprise Check on the Government BC Welfare Hostel for Girls, Galiveedu Village and Mandal, YSR District on 17.12.2019 and he assisted the Inspector, ACB, Kadapa in weighing the essential commodities (provisions) available in the Hostel, etc., facts. He speaks about the discripencies noticed between the ground stock and the stock in the register.

iii) A reply in Rc.No. A1/318/2019, Dt. 24.12.2019 furnished by the District BC Welfare Officer, YSR District speaks about budget released towards diet, cosmetic and other charges to the Government BC Welfare Hostel for Girls, Galiveedu, circular memos issued with regard to implementation of the menu, Service particulars, Job chart and duties and responsibilities of the Hostel Welfare Officer and Assistant BC Welfare Officer, Class wise and School wise boarders particulars of the Government BC Welfare Hostel for Girls, Galiveedu. On perusing the letter, it is found that 101 boarders are studying in ZP High School (Girls), Galiveedu, 3 boarders are studying in Rayalaseema (EM & TM) High School, Galiveedu and 15 boarders are studying in M.P. Primary School (Tel), Galiveedu.

iv) On examination of Sri Hasanapuram Damodhar, 40 years, S/o Nagulaiah, I/c Head Master of M.P. Primary School (Tel), Galiveedu Town and Mandal, he stated that a total of 220 students are studying from 1st class to 5th class in the school. In which 15 students are staying as boarders in the Galiveedu BC Girls Hostel and they are studying 3rd class to 5th class. Further, he stated that the HWO has not visited the School, not consulted him even a single time to enquire and ascertain about the attendance of the boarders, the progress of the boarders and mid-day meals programme, etc., facts.

v) On examination of Smt. Oddepogu Nirmala, 42 years, W/o G. Karunakar, Head Mistress, Z.P. Girls High School, Galiveedu stated that a total of 471 students are studying from 6th class to 10th class in the school. In which 101 students are staying as boarders in the Galiveedu BC Girls Hostel and they are studying different classes. Further, she stated that the HWO has not visited the School, not consulted him even a single time to enquire and ascertain about the attendance of the boarders, progress of the boarders and mid-day meals programme, etc., facts.

vi) On examination of Sri Palagiri Rama Subbareddy, 54 years, S/o P. Yellareddy, Correspondent, Rayalaseema (EM & TM) High School, Galiveedu, stated that he is working as a correspondent of Rayalaseema (EM & TM) High School, Galiveedu for 15 years. Around 420 students are studying from 1st class to 10th class in the school. In which only 3 students are staying as boarders in the Galiveedu BC Girls Hostel and they are studying 6th and 8th classes. Further, he stated that the HWO has not visited the School, not consulted him even a single time to enquire and ascertain about the attendance of the boarders, the progress of the boarders and mid-day meals programme, etc., facts.

vii) Attested copies of the School Attendance Register furnished by the Head Master, Rayalaseema (EM&TM) High School, Galiveedu, the Head Master, M.P. Primary School (Tel), Galiveedu Main and the Headmistress, Z.P. Girls High School, Galiveedu, speaks about School Attendance of the Boarders.

viii) Rc.No. C1/2609/2021, Dt. 23.08.2021 of the Deputy Director, District Treasury Office, Kadapa, it revealed that the HWO (SO-1) drawn an amount of Rs. 94,215-62/- towards excess diet charges as per the comparison of the Boarders Attendance Register with that of the School Attendance Registers.

ix) Abstract of the Boarders Attendance and School Attendance prepared by the DSP, ACB, Kadapa (1 Page).

x) Statement of Attendance of students as per the Schools Attendance Registers month-wise prepared by the DSP, ACB., Kadapa i.e., (1) M.P. Primary School (Tel), Galiveedu (Main), Galiveedu (M), YSR District, (2) Z.P. Girls High School, Galiveedu, YSR District and (3) Rayalaseema (EM & TM) High School, Galiveedu, YSR District for the period from 12.06.2019 to 17.12.2019 (43 Pages).

xi) Rc.No. A1/318/2019, Dt. 19.02.2021 of the District BC Welfare Officer, YSR District furnished the below-mentioned documents.

a. Rc.No. A2/3204/94, Dt. 27.05.1994 of the Commissioner of BC Welfare, AP, Hyderabad, it revealed the duties and responsibilities of Assistant BC Welfare Officers & issued by the Commissioner of BC Welfare, AP, Hyderabad.

b. Circular in Rc.No. M1/14469/96, Dt. 23.04.1997 of the Commissioner of Social Welfare, AP, Hyderabad, it revealed that the Assistant Social Welfare Officers should thoroughly inspect all the Hostels and other institutions including Ashram Schools, Government Orphanages located in their jurisdiction at least once in a month without fail as per the instructions given from time to time.

c. Circular Memo No. D1/2340/2014, Dt. 04.03.2015 of the Commissioner of BC Welfare (FAC), AP Hyderabad, it revealed the instructions to be followed by the Supervising officers of the BC Welfare Department.

The above circulars reveal the duties and responsibilities of the ABCWO also. Hence, S.O-2, Sri Guduru Gudubai is failed to supervise the duties of the SO-1, Smt. Minnamreddy Suryakantha. Hence, the allegation is substantiated.

Thus Sri Guduru Gudubai, while working as an Assistant BC Welfare Officer, Kadapa, YSR District and being a Supervisory Officer of the Govt. BC Welfare Hostel for Girls, Galiveedu, by his above-mentioned acts has exhibited a lack of integrity, exhibited slack supervision, devotion to duty and conduct of unbecoming a Government Servant and thereby contravened Rule 3 (1), 3 (2) and 3 (5) of Andhra Pradesh Civil Services (Conduct) Rules, 1964 and rendered herself liable under Rule 9 (1) of AP Revised Pension Rules, 1980.

G.JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.151, BC Welfare (D) Dept., Dt:22.08.2022]

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI GUDURU GUDUBAI, ASSISTANT BC WELFARE OFFICER, KADAPA, YSR DISTRICT (NOW RETIRED) ARE PROPOSED TO BE SUSTAINED:

1) Surprise Check Proceedings, Dt. 17.12.2019, prepared in the Government BC Welfare Hostel for Girls, Galiveedu Town and Mandal, YSR District.
2) Rc.No. A1/318/2019, Dt. 24.12.2019 of the District BC Welfare Officer (FAC), YSR District.
3) Rc.No. A1/318/2019, Dt. 19.02.2021 of the District BC Welfare Officer, YSR District.
4) Attested copies of School Attendance Register pertaining to the Boarders' by the Head Master, Rayalaseema (EM & TM) High School Galiveedu-516267, YSR District.
5) Attested copies of School Attendance Register pertaining to the Boarders' by the Head Master, M.P. Primary (School Tel), Galiveedu (Main), Galiveedu (M), YSR District.
6) Attested copies of School Attendance Register pertaining to the Boarders' by the Head Master, Z.P.H.S (Girls), Galiveedu (M), YSR District.
7) Rc.No. C1/2609/2021, Dt. 23.08.2021 of the Deputy Director, District Treasury Office, Kadapa.
8) Abstract of the Boarders' Attendance and School Attendance prepared by the DSP, ACB, Kadapa.
9) Statement of Attendance of students as per the Schools Attendance Registers month-wise prepared by the DSP, ACB, Kadapa i.e., (1) M.P. Primary School (Tel), Galiveedu (Main), Galiveedu (M), YSR District, (2) Z.P. Girls High School, Galiveedu, YSR District and (3) Rayalaseema (EM & TM) High School, Galiveedu, YSR District for the period from 12.06.2019 to 17.12.2019.
10) Boarders' Attendance Register.
11) Staff Attendance Register.
12) Attendance Register (for Outsourcing Staff).
13) Daily Stock and issues Register.
14) Cash Book.
15) Cosmetic Charges Acquaintance Register.
16) Monthly Expenditure Register.
17) Inspection Format Register.
18) Boarders' Admission Register.
19) Any other document whose would be found relevant and received.

If any record / other Document found to be relevant will be produced at the time of enquiry.

G.JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.151, BC Welfare (D) Dept., Dt:22.08.2022]

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI GUDURU GUDUBAI, ASSISTANT BC WELFARE OFFICER, KADAPA, YSR DISTRICT (NOW RETIRED) ARE PROPOSED TO BE SUSTAINED:

1) Sri Vasagiri Subramanyam, Deputy Executive Engineer, Municipal Corporation, Kadapa, R/o Flat No. 502, Sreenivasam Apartment, near Aditya Kalyanamandapam, Mini Bypass Road, Kadapa.
2) Sri P.V. Kondaiah, S/o late Santenna, Jr. Asst., O/o Municipal Corporation, Kadapa, R/o Door No. 38/6161-17-1, Ramanjaneyapuram, Chinnachowk, Kadapa.
3) Sri Yellutla Ganganna Sankar, S/o late G.S. Ganganna, Inspector, Legal Metrology, Proddatur, R/o YMR Colony, near Jeevan Jyothi School, Proddatur.
4) The District BC Welfare Officer, YSR District.
5) Sri Hasanapuram Damodhar, S/o Nagulaiah, I/c Head Master of M.P. Primary School (Tel), Galiveedu Town and Mandal, R/o Near HP Gas Office, Galiveedu Town, YSR District.
6) Smt. Oddepogu Nirmala, W/o G. Karunakar, Head Master, Z.P. Girls High School, Galiveedu Town and Mandal, R/o Gandla Veedhi, Galiveedu Town & Mandal, YSR District.
7) Sri Palagiri Rama Subbareddy, S/o P. Yellareddy, Correspondent, Rayalaseema (EM & TM) High School, Galiveedu, R/o Galiveedu Town & Mandal, YSR District.
8) Miss Alugunti Reddy Kumari, D/o A. Mallaiah, 10th Class, Z.P. Girls High School, Galiveedu.
9) Miss Tummisetty Lakshmi Devi, D/o T. Subramanyam, 9th Class, Z.P. Girls High School, Galiveedu.
10) Miss Bandi Swetha, D/o Anand, 8th Class, Z.P. Girls High School, Galiveedu.
11) Miss Mude Arunakumari, D/o Late Venkata Ramana Naik, 7th Class, Z.P. Girls High School, Galiveedu.
12) Miss Guvvala Deepika, D/o Gangaiah Naidu, 6th Class, Z.P. Girls High School, Galiveedu.
13) Miss Singam Sampurna, D/o Narayana Reddy, 5th Class, MPPS Main School, Galiveedu.
14) The Deputy Director, District Treasury Office, Kadapa.
15) Sri P. Kanjakshan, Deputy Superintendent of Police, ACB, Kadapa.
16) Sri P. Sreenivasa Reddy, Inspector of Police, ACB, Kadapa.
17) Sri T. Reddeppa, Inspector of Police, ACB, Kadapa.
18) Any other witness whose evidence would be required during enquiry.

If any other witness found to be relevant will be produced at the time of enquiry.

G.JAYALAKSHMI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER